UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

MICHAEL MILLER, : No. 1:24-cv-00014-SES

Plaintiff,

:

v. : (Magistrate Judge Schwab)

:

COUNTY OF LANCASTER, et al., :

Defendants. : (Electronically filed)

<u>DEFENDANT COUNTY OF LANCASTER'S MOTION TO DISMISS</u> <u>PURSUANT TO FEDERAL RULES OF CIVIL PROCEDURE</u> 12(b)(1) AND 12(b)(6)

Defendant County of Lancaster, by and through its undersigned counsel, moves to dismiss the Complaint filed in the above-captioned action (Doc. No. 1) pursuant to Federal Rules of Civil Procedure 12(b)(1) and 12(b)(6), for the reasons set forth in its supporting brief, to be filed in accordance with Local Rule 7.5.

Respectfully submitted,

McNEES WALLACE & NURICK LLC

By Sarah H Staub

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Dated: February 1, 2024

CERTIFICATE OF SERVICE

I hereby certify that, pursuant to an agreement with Plaintiff, I have this day served a copy of the foregoing document by electronic mail upon the following:

Michael Miller PO Box 802 Ephrata, PA 17522 reaganfive@protonmail.com

McNEES WALLACE & NURICK LLC

By Janah H Staub

Sarah Hyser-Staub PA I.D. No. 315989 100 Pine Street Harrisburg, PA 17101 717-237-5473 sstaub@mcneeslaw.com

Dated: February 1, 2024